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Filing date: **04/29/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                        |  |
|------------------------|--|
| Proceeding             | 92046185   |
| Party                  | Defendant<br>PRO FOOTBALL, INC.  |
| Correspondence Address | Claudia Bogdanos<br>Quinn Emanuel Urquhart Oliver & Hedges<br>51 Madison Avenue, 22nd Floor<br>New York, NY 10010<br>UNITED STATES<br>claudiabogdanos@quinnemanuel.com, jessicarose@quinnemanuel.com |
| Submission             | Other Motions/Papers   |
| Filer's Name           | Claudia T. Bogdanos  |
| Filer's e-mail         | claudiabogdanos@quinnemanuel.com, jessicarose@quinnemanuel.com, loriweiss@quinnemanuel.com   |
| Signature              | /Claudia T. Bogdanos/  |
| Date                   | 04/29/2009   |
| Attachments            | blackhorse.pdf ( 4 pages )(71515 bytes )   |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Registration No. 1,606,810 (REDSKINETTES)  
Registered: July 17, 1990

In the matter of Registration No. 1,085,092 (REDSKINS)  
Registered: February 7, 1978

In the matter of Registration No. 987,127 (THE REDSKINS & Design)  
Registered: June 25, 1974

In the matter of Registration No. 986,668 (WASHINGTON REDSKINS & Design)  
Registered: June 18, 1974

In the matter of Registration No. 978,824 (WASHINGTON REDSKINS)  
Registered: February 12, 1974

In the matter of Registration No. 836,122 (THE REDSKINS - Stylized Letters)  
Registered: September 26, 1967

AMANDA BLACKHORSE,  
MARCUS BRIGGS,  
PHILLIP GOVER,  
SHQUANEBIN LONE-BENTLEY,  
JILLIAN PAPPAN, AND  
COURTNEY TSOTIGH

Cancellation No. 92/046,185

Petitioners,

v.

PRO-FOOTBALL, INC.

Registrant.

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**REGISTRANT'S STATEMENT OF THE STATUS OF THE CIVIL ACTION**  
**OCCASIONING THE SUSPENSION OF THIS PROCEEDING**

Registrant Pro-Football, Inc. ("Registrant") respectfully submits this "status of the civil action which occasioned the suspension of this proceeding," as directed by the Board's Order dated March 31, 2008.

### **STATUS OF THE CIVIL ACTION**

On September 28, 2006, the Board issued an Order suspending the instant proceeding "pending final determination" of *Pro-Football, Inc. v. Harjo*, Civ. 99-1385 (CKK) ("*Harjo*"), a civil action pending in the District Court of the District of Columbia ("District Court") involving identical issues to those in the instant proceeding, and by Order dated March 31, 2008, the Board continued the suspension.<sup>1</sup>

On June 28, 2008, the District Court granted Registrant's motion for summary judgment and denied Petitioners' motion for summary judgment on the limited issue of whether Petitioner Romero is barred by laches (the "June 28, 2008 Order"). On July 9, 2008, the June 28, 2008 Order was transmitted to the United States Court of Appeals for the District of Columbia Circuit ("D.C. Circuit"), which had retained jurisdiction over the case pending the outcome of the District Court's decision on the remanded issue of laches. Briefing on the appeal of the June 28, 2008 Order was completed on February 6, 2009.


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<sup>1</sup> In its September 28, 2006 Order, the Board recognized that "to the extent that a civil action in a Federal district court involves issues in common with those in a Board proceeding, the district court decision would be binding on the Board." *Id.* at 1 n.1.

Oral argument before the D.C. Circuit on the appeal has not yet been scheduled. Accordingly, the continued suspension of this proceeding pending the final resolution of *Harjo* is proper.

Dated: New York, New York  
April 29, 2009

Quinn Emanuel Urquhart Oliver & Hedges,  
LLP

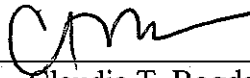
By:   
Robert L. Raskopf  
Claudia T. Bogdanos  
Jessica A. Rose

51 Madison Avenue  
New York, New York 10010  
Phone: (212) 849-7261  
Fax: (212) 849-7100  
Email: [claudiabogdanos@quinnemanuel.com](mailto:claudiabogdanos@quinnemanuel.com)

ATTORNEYS FOR REGISTRANT

**Certificate of Service**

I certify that on the 29th day of April 2009, I caused a true copy of Registrant's Statement of the Status of the Civil Action Occasioning the Suspension of this Proceeding to be served on Petitioners' attorney, Philip J. Mause, Drinker Biddle & Reath LLP, 1500 K Street, N.W., Suite 1100, Washington, D.C. 20005-1209, via First Class mail.



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Claudia T. Bogdanos